

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3412-01  
Bill No.: HB 1339  
Subject: Office of Administration; Environmental Protection; Public Buildings  
Type: Original  
Date: January 15, 2002

---

**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 5 pages.

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of Administration-Division of Facilities Management, Department of Elementary and Secondary Education, Coordinating Board for Higher Education, Truman State University, and Harris-Stowe State College** assume the proposed legislation would have no fiscal impact on their respective agencies.

Officials from the **Department of Health and Senior Services** (DOH) assume this proposal would not increase program costs for their agency, although they note that applications required to be performed after hours could result in increased service costs. If the proposal would substantially impact DOH programs, the department would request funding through the legislative process.

Officials from the **Department of Agriculture** (AGR) assume there will be no major fiscal impact from this proposal and any additional investigations required could be worked into the normal duties of the present Pesticide Use Investigators.

Officials from the **Department of Natural Resources** (DNR) assume the proposed legislation does not impact the department's authority, and therefore does not have a fiscal impact to DNR.

Officials from **Southwest Missouri State University** assume the proposed legislation would require additional trips to campus to satisfy the notification requirements. They assume this would cost an estimated additional amount of \$7,500 per year for the Pest Control contract. **Oversight** assumes this additional cost can be absorbed with existing resources.

Officials from the **University of Missouri-Columbia** assume the proposed legislation would have little fiscal impact to the Maintenance Department, but would fiscally impact the Landscape Services Department. The total, worst-case estimate for annual cost increases for Landscape Services is approximately \$25,482, not including plant replacement costs which are impossible to estimate. This estimate is for an annually recurring, inflation increased cost. This total is based on an estimated \$15,240 for application of insecticides and herbicides on an overtime basis only, \$4,032 for labor to post signs and remove them, and \$6,210 for the increased need for hand weeding that would arise because the Round-Up herbicide program would be less effective due to weather-related delays or prevention of spraying. ( $\$25,482 = \$15,240 + \$4,032 + \$6,210$ )

**Oversight** assumes the posting and removal of signs could be worked into additional duties of existing personnel and has therefore not included the costs for sign posting labor. Oversight also assumes it is unknown whether weather-related delays would occur and has therefore not included the costs for additional hand weeding. Lastly, Oversight assumes the estimated costs

for overtime for insecticide or herbicide application could be absorbed with existing resources or

ASSUMPTION (continued)

additional funds could be requested through the appropriations process.

In response to a similar proposal from this session (SB 784), officials from the **Department of Conservation** (MDC) assume the proposed legislation would have minor fiscal impact on MDC because of scheduling treatments after hours or on weekends. **Oversight** assumes these costs can be absorbed with existing resources.

Officials from the **Department of Transportation** (MoDOT) did not respond to the fiscal note request. However, in response to a similar proposal from the 2001 session (HB 941), MoDOT officials noted that if assuming the word “around” is interpreted to mean adjacent property, annual costs would be very high. The frequency of mowing events and/or hand labor would need to be increased to provide the same level of vegetation control as is currently provided through the use of both mowing and herbicide. The trips to post and remove the postings is labor intensive and time consuming.

Assuming the word “around” means the immediate grounds of the structure, there would be little to no fiscal impact except to sites MoDOT maintains, such as rest areas and weigh stations. Due to the vague wording of this proposal, it is impossible to give a concise fiscal impact to MoDOT.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

This legislation could require overtime work for small businesses if they are required to handle this type of service for a government entity after normal working hours.

DESCRIPTION

EA:LR:OD (12/00)

The proposal requires notification to be posted 48 hours in advance of and 48 hours after the application of any insecticide or herbicide in or around a public building. Whenever possible, the

DESCRIPTION (cont'd)

application of insecticides or herbicides in or around public buildings shall be conducted after normal business hours at night or on the weekend.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Agriculture  
Coordinating Board for Higher Education  
Office of Administration  
Department of Secondary and Elementary Education  
Department of Natural Resources  
Department of Health and Senior Services  
University of Missouri-Columbia  
Southwest Missouri State University  
Truman State University  
Harris-Stowe State College

**Not Responding:**

**Department of Conservation**  
**Department of Corrections**  
**Department of Mental Health**  
**Department of Transportation**  
**Jackson County**  
**St. Louis County**  
**Metropolitan Community College**

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Acting Director  
January 15, 2002